

By: Deuell

S.B. No. 1842

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to rules for restraint and seclusion procedures at certain  
3 facilities.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 322.052, Health and Safety Code, is  
6 amended by adding Subsection (b-1) to read as follows:

7 (b-1) The rules must require that a registered nurse who is  
8 trained to assess medical and psychiatric stability with  
9 demonstrated competence as required by rule conduct a face-to-face  
10 evaluation of a facility resident not later than one hour after the  
11 time the use of restraint and seclusion is initiated with respect to  
12 the resident.

13 SECTION 2. Not later than January 1, 2014, the executive  
14 commissioner of the Health and Human Services Commission shall  
15 adopt rules as required by Section 322.052(b-1), Health and Safety  
16 Code, as added by this Act.

17 SECTION 3. This Act takes effect immediately if it receives  
18 a vote of two-thirds of all the members elected to each house, as  
19 provided by Section 39, Article III, Texas Constitution. If this  
20 Act does not receive the vote necessary for immediate effect, this  
21 Act takes effect September 1, 2013.